

Panaji, 1st June, 2006 (Jyaistha 11, 1928)

SERIES II No. 9



OFFICIAL GAZETTE

GOVERNMENT OF GOA

Note:- There are three Extraordinary issues to the Official Gazette, Series II, No. 8 dated 25-5-2006 as follows:-

- 1) Extraordinary dated 25-5-2006 from pages 157 to 158 regarding Order from Department of Finance (Revenue and Control Division).
- 2) Extraordinary No. 2 dated 26-5-2006 from pages 159 to 162 regarding Notification from Department of Law & Judiciary (Law Establishment Division), and Notifications & Corrigendum from Department of Revenue.
- 3) Extraordinary No. 3 dated 26-5-2006 from pages 163 to 164 regarding Notification from Department of Elections (Office of the Chief Electoral Officer).

GOVERNMENT OF GOA

Department of Home

Home General Division

Notification

No. 9/17/94-HD (G)

Read:- Notification No. 9/17/94-HD(G) dated 28-8-1998.

In exercise of the powers conferred by Rule 3 of the Goa Prisons (Review of Sentences) Rules, 1997, published in the Official Gazette, Extraordinary No. 2, Series I, No. 26 dated 29th September, 1997 (hereinafter called the said Rules)" the Government of Goa hereby reconstitutes an Advisory Board consisting of the following members, for the purpose of the said Rules, namely:-

Official Members

- | | |
|---|---------------------|
| 1. District and Session Judge, Panaji | – Chairman |
| 2. District Magistrate, North, Panaji | – Member |
| 3. Superintendent of Police | – Member |
| 4. Superintendent, Central Jail, Aguada | – Member Secretary. |

Non-Official Members

- | | |
|----------------------------------|----------|
| 5. Shri Agnelo Fernandes, M.L.A. | – Member |
| Calangute Bardez-Goa. | |

- | | |
|-----------------------------------|----------|
| 6. Shri Francisco D'souza, M.L.A. | – Member |
| Mapusa, Bardez-Goa. | |
| 7. Dr. Pramod Salgaonkar, Mapusa | – Member |
| Social Worker. | |

This supercedes the earlier Notification of even number dated 28-8-1998 referred above.

By order and in the name of the Governor of Goa.

Ms. Biju R. Naik, Under Secretary (Home).

Porvorim, 18th May, 2006.

Department of Information Technology

Notification

No. 1(90)/DOIT/ITG-DIR/2006/138

In pursuance of Clause 116(2) of the Memorandum of Articles of Association of Info Tech Corporation of Goa Ltd., Government of Goa is pleased to reconstitute the Board of the Directors of Info Tech Corporation of Goa Ltd., with the following nominees with immediate effect:-

- | | |
|--|----------------------|
| 1. Hon'ble Minister (Information Technology) | – Chairman |
| 2. Secretary (Information Technology) | – Director |
| 3. Managing Director (GIDC) | – Director |
| 4. Director (Information Technology) | – Director |
| 5. Principal (Rayeshwar College of Engineering) | – Director |
| 6. Professor Edward D'lima (Ex-Principal of DMC College) | – Director |
| 7. Shri S. R. Shet | – Managing Director. |

By order and in the name of the Governor of Goa.

M. N. Rao, Director (IT) & Ex Officio Joint Secretary.

Panaji, 16th May, 2006.

Addendum

No. 1(90)/DOIT/ITG-DIR/2006/156

Ref.:- Notification vide No. 1(90)/DOIT/ITG-DIR/
/2006/138 dated 16-05-2006.

The following name may be added after Sr. No. 7 in the Second Para of the said Notification.

“Sr. No. 8. Jt. Secretary (Budget) – Director.”

By order and in the name of the Governor of Goa.
M. N. Rao, Director (IT) & Ex Officio Joint Secretary.
Panaji, 18th May, 2006.

**Department of Labour****Order**

No. 22/4/2001-LAB

On the recommendation of the Departmental Promotion Committee Shri Sunil A. Gaonkar, Assistant Employment Officer is hereby promoted on ad hoc basis to the post of Employment Counseling Officer (Group 'B' Gazetted) in the pay scale of Rs. 5,500-175-9000/- plus other allowances as admissible under the rules, under the Commissioner, Labour and Employment with immediate effect.

The above promotion will not bestow on the Officer any claim on the regular appointment and services rendered by him on ad hoc basis in the grade will not count for the purpose of seniority and for eligibility for promotion to the next higher grade.

The expenditure shall be debited to the Budget Head 2230-Labour and Employment, 02-Employment Services, 101-Employment Services, 05- Setting up of Job Development and Vocational Guidance Unit (Non-Plan), 01-Salaries.

His pay shall be fixed as per rules.

By order and in the name of the Governor of Goa.
Hanumant T. Toraskar, Under Secretary (Labour).
Porvorim, 19th May, 2006.

Notification

No. 28/6/2005- LAB

The following Award passed by the Industrial Tribunal of Goa, at Panaji-Goa on 20-4-2006 in reference No. IT/19/1993 is hereby published as required by Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.
Hanumant T. Toraskar, Under Secretary (Labour).
Porvorim, 3rd May, 2006.

IN THE LABOUR COURT-II

GOVERNMENT OF GOA

AT PANAJI

(Before Shri Suhas Naik, Hon'ble Presiding Officer)

Ref. No. IT/19/93

Shri Guirish N. Naik Rep. by
All Goa Co-operative Workers Union,
Opp. Konkarni Tours & Travels,
1st floor, 31st Jan., Road,
Panaji-Goa. ... Workman/Party I

V/s

The Chairman,
M/s. Goa Bagayatdar Sahakari
Kharedi Vikri Society Limited,
Bagayatdar Bhavan,
Ponda-Goa ... Employment/Party II

Party I represented by Adv. D. P. Bhise.

Party II represented by Adv. Shri A. Nigalye.

Panaji, dated 20-4-2006.

AWARD

The Government of Goa, by order dated 5-2-1993 bearing No. 28/3/93-LAB referred the following dispute for adjudication.

Whether the action of the management of M/s. Goa Bagayatdar Sahakari Kharedi Vikri Society Ltd., Ponda, in terminating the services of Shri Guirish N. Naik, Clerk, with effect from 1-7-1992 is legal and justified ?

If not, to what relief the workman is entitled ?”

2. On receipt of the reference, a case was registered under No. IT/19/93 and registered A/D notice was issued to the parties. In pursuance to the said notice the parties put in their appearance. The Workman-Party I (for short, “Workman”) filed his statement of claim at Exb. 3. The facts of the case in brief as pleaded by the workman are that he was employed with the Employer-Party II (for short, “employer”) as a clerk and that he joined the services of the employer on 24-4-1991 and since then has served the employer with unblemished service record. That he along with other co-employees became the members of Bagayatdar Employees Union and subsequent to joining the Union a charter of demands was placed before the Employer-Management but the management refused to concede to the said charter of demands. That on account of failure of the employer-management to concede to the said charter of demands the union raised industrial dispute before the office of the Labour Commissioner, Panaji, which resulted into failure. That some of the employees were refused employment by the employer as a result of their trade union activities and that the union started token demonstration on 26-11-90 which was peaceful. That

the employer out of vengeance initiated action on various employees including the workman resulting into his termination of service by order dated 1-7-92. It is the case of the workman that the termination order issued to the workman was illegal, unjustified and bad in law. It is also the case of the workman that the action of the Party II is malafide, arbitrary and bad in law.

It is the case of the workman that the Party II suspended the workman from his services by order dated 18-12-90 and a charge sheet was served on him dated 1-2-99 and disciplinary action was conducted and during the pendency of the disciplinary proceedings the payment of subsistence allowance was denied to him. In the said charge sheet as many as 10 charges were levelled against the workman and the Inquiry Officer submitted his report wherein 5 charges were held to be proved. The workman contended that the findings of the Inquiry Officer are perverse and suffers from non application of mind.

The workman also contended that the penalty of termination of services was totally disproportionate in the facts and circumstances of the allegations made in the charge sheet. The workman challenged the said enquiry and also the punishment imposed by the employer.

3. The Employer filed written statement at Exb. 5 resisting the contentions raised by the workman in the statement of claim. The employer stated that it is not an Industry within the meaning of Sec. 2(j) of the Industrial Disputes Act, 1947 (for short, "I.D. Act") and it is not an industrial Establishment within the meaning of Sec. 2(k) of the said Act. The employer stated that it is a Co-operative Society registered under the Maharashtra Co-operative Societies Act, 1960 as applied to the State of Goa. The employer stated that it is engaged in social service and philanthropic work and that the workman and other employees were employed for the said work. The employer denied that the workman had an unblemished service record and that the termination of his service was by way of victimisation and vengeance. The employer denied that the action of the employer was malafide, arbitrary or bad in law. The employer also denied that the action was taken by way of victimisation for his alleged association with Goa Coop. Workers Union.

The employer contended that the disciplinary action was initiated against the workman by appointing Inquiry Officer to investigate into the charges levelled against the workman and pending the enquiry the workman was suspended and during his suspension period the workman was paid subsistence allowance at the prescribed rate. The employer denied that the findings on the charges proved are perverse or that the report of the Inquiry Officer suffers from non application of mind and improper assessment of evidence. The employer denied that the penalty of termination is disproportionate considering the gravity of misconduct levelled against him. The employer stated that the punishment of termination of service was fully justified. The workman thereafter filed rejoinder at Exb. 6.

4. On the pleadings of the parties issues were framed at Exb. 7 and thereafter the workman led evidence in support of his case. After the evidence of the workman the employer led his evidence and the matter was fixed for final arguments. At this stage, the parties submitted that they are trying to arrive at an amicable settlement and accordingly at the request of the parties the case was fixed for filing of the terms of settlement. Accordingly on 30-8-2005 Adv. Shri A. Nigalye appeared on behalf of the workman and Adv. Shri D. P. Bhise on behalf of the employer and filed the terms of settlement at Exb. 30. The parties prayed that award be passed in terms of the said settlement. Thereafter the matter was again taken up before Labour Court II due to retirement of earlier Presiding Officer and the matter fixed for appearance. Adv. Shri A. Nigalye, appeared for workman and prayed that the consent Award be passed in terms of settlement dated 30-8-2005. I have gone through the terms of the settlement dated 30-8-2005. Exb. 30 which are duly signed by both the parties and I am satisfied that the said terms are certainly in the interest of the workman. I therefore accept the submissions made by the parties and pass the consent award in terms of the settlement dated 30-8-2005 Exb. 30.

ORDER

1. The Party II shall pay to the Party I a sum of Rs. 1,40,000/- (Rupees One Lakh and Forty Thousand only) in full and final settlement of his claim in Reference No. IT/19/93 pending in the Hon'ble Industrial Tribunal, Government of Goa at Panaji Goa.
2. Out of the said sum of Rs. 1,40,000/- (Rupees One Lakh and Forty thousand only) the Party II shall draw a cheque of Rs. 10,000/- (Rupees Ten Thousand only) on behalf of Party I in the name of Shri D. P. Bhise, Advocate, towards his legal fees payable to him by the Party I and hand over the said cheque to Shri D. P. Bhise. The Party II shall pay the remaining amount of Rs. 1,30,000/- (Rupees One Lakh Thirty Thousand only) to the Party I.
3. The Party I and Shri D. P. Bhise shall issue receipt to the Party II in acknowledgment of having received the said sum of Rs. 1,30,000/- (Rupees One Lakh Thirty thousand only) and Rs. 10,000/- (Rupees Ten Thousand only).
4. Party I hereby agrees and declares that all his disputes, in Ref. No. IT/19/93 have been conclusively settled with the signing of these consent terms and Party I has no further claim or demand against the Party II of any nature whatsoever.
5. The Parties agree to file these consent terms in the Hon'ble Industrial Tribunal, Government of Goa, at Panaji Goa, in Ref. No. IT/19/93 with request to pass consent award in terms thereof.

No order as to costs. Inform the Government accordingly.

Sd/-
(Shri Suhas Naik),
Presiding Officer,
Labour Court II.

Notification

No. 28/6/2005-LAB

The following Award passed by the Industrial Tribunal of Goa, at Panaji-Goa on 21-4-2006 in reference No. IT/22/2005 is hereby published as required by Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

Hanumant T. Toraskar, Under Secretary (Labour).

Porvorim, 3rd May, 2006.

IN THE LABOUR COURT-II GOVERNMENT OF GOA AT PANAJI

(Before Shri Suhas Naik, Hon'ble Presiding Officer)

Ref. No. IT/22/05

Shri Hanumant S. Mathkar
H. No. 105, Sheney wado,
Camurlim, Bardez, Goa.

... Workman/Party I

V/s

1. M/s. Dom Francisco Resorts,
Sequeirawado, Candolim,
Bardez, Goa.

2. M/s. Alfran Group of
Hotels, Candolim,
Bardez, Goa.

... Employer/Party II

Workman/Party I- present in person.

Employer/Party II- Represented by Adv. V. Menezes.

Dated: 21-4-2006

AWARD

The Government of Goa by order dated 22-6-2005 bearing No. 28/21/2002-LAB referred the following dispute for its correct adjudication.

- (1) "Whether the action of the management of M/s. Hotel Dom Francisco Resorts, Sequeira wado, Candolim, belonging to M/s. Alfran Group of Hotels, Pvt. Ltd., Candolim Bardez, Goa, in terminating the services of their workman Shri Hanumant S. Mathkar, Room boy, with effect from 2-5-2003, is legal and justified ?
- (2) If not, to what relief the workman is entitled ?"

2. On the receipt of the reference the case was registered under No. IT/22/05 and the registered A.D. notices were issued to the parties. In pursuance to the said notice the parties put in their appearance. The workman/Party I (for short 'workman') remained present before this court in person. The Employer/Party II (for short, "employer") was represented by Adv. V. Menezes and filed his Vakalatnama at Exb. 3 and the case was adjourned for filing the statement of the workman.

3. Thereafter in pursuance of the order dated 22-2-2006 issued by Government of Goa the present matter was taken up before this court on account of superannuation of Presiding Officer and accordingly the notices were issued again to both the parties. The notices issued by this court were duly served on the parties. The workman himself remained present and the employer was represented by Adv. V. Menezes.

4. On 23-3-2006 both parties remained present and the workman submitted that he has settled the present dispute which has been referred in the order of reference amicably with the employer. The parties prayed that they would file the settlement terms on the next date of hearing. Accordingly, the matter was adjourned to 5-4-2006. On 5-4-2006 the workman Shri Hanumant S. Mathkar remained present and filed an application at Exb. 4 and prayed that the dispute has been amicably settled with the employer and an award be passed in terms of the said settlement. A copy of the settlement was also annexed to the said application Exb. 4.

5. I have gone through the application Exb. 4 and also a copy of the settlement annexed to the said application. The workman in the said application submitted that the dispute referred in the present order of reference has been amicably settled with the employer and the employer has paid him an amount of Rs. 24510/- towards his full and final settlement and that he does not wish to pursue the dispute referred for its correct adjudication and prayed that the matter be treated as closed. I have perused the content of the settlement which is annexed along with the application Exb. 4. The said settlement is signed under Section 12(3) read with Section 18(3) of the Industrial Dispute Act, 1947 between the management of M/s. Hotel Dom Francisco Resort, belonging to Alfran Group of Hotels Pvt. Ltd., and the workman, Shri Hanumant S. Mathkar in the matter of termination of his service. In the short recital of the said settlement, it is mentioned that the workman Shri Hanumant S. Mathkar had raised an Industrial dispute against the employer M/s. Hotel Dom Francisco Resort, pertaining to his illegal termination of service with effect from 2-5-2003. It is also mentioned in the said settlement that the employer denied that the workman was refused employment or that his services were illegally denied by employer. It is mentioned that since the dispute ended in failure before the Conciliation Officer the matter was referred to Industrial Tribunal cum Labour Court under reference No. IT/22/05. It is also mentioned in the said settlement that during the pendency of Industrial Dispute before the Industrial Tribunal cum Labour Court in case No. IT/22/05 both

parties involved in the present dispute approached the office of Deputy Labour Commissioner, Panaji, Goa to explore the possibility of settlement and after prolonged discussion before the office of Deputy Labour Commissioner both parties involved in the present reference settled the present dispute on the terms and conditions mentioned in the said settlement which is dated 16-12-2005 and which has been signed under Section 12(3) read with Section 18(3) of the Industrial Dispute Act, 1947 on 16-12-2005. I have gone through the terms and conditions of the settlement and I am satisfied that the terms mentioned in the said settlement are in the interest of the workman and therefore I accept the submissions made by the parties and pass the consent award in terms of this settlement dated 16-12-2005, which is been annexed to the application at Ex. 4.

ORDER

1. The workman Shri Hanumant Mathkar and Employer agrees and confirms the short recital of the settlement dated 16-12-2005 and accepts that same. It is agreed between the parties that the management of Hotel Dom Francisco, Sequeirawado, Candolim. Bardez, Goa, shall properly relieve the workman, Shri Hanumant S. Mathkar from the services of the Resort by paying the workman Retrenchment Compensation, Gratuity, Notice Pay, Unpaid Leave, Bonus, etc. on the day of signing of this Settlement. The total amount is calculated as Rs. 24,510/- (Rupees Twenty Four Thousand Five Hundred Ten Only).
2. It is agreed between the parties that the management of Hotel Dom Francisco shall pay the workman, Shri Hanumant S. Mathkar an amount of Rs. 24,510/- (Rupees Twenty Four Thousand Five Hundred Ten Only) as per Clause-1 above on the day of signing of this settlement by Five post dated cheque in favour of the workman, Shri Hanumant S. Mathkar bearing cheque Nos. 870447 dated 03-11-2005 for Rs. 4902/-; cheque No 870447 dated 3-11-2005 for Rs. 4902/- cheque No. 870449 dated 13-12-2005 for Rs. 4902/- cheque No. 870450 dated 03-01-06 for Rs. 4902/- and cheque No. 87045 dated 3-02-06 for Rs. 4902/- drawn on ICICI branch Mapusa, Goa.
3. It is agreed between the parties that the workman, Shri Hanumant S. Mathkar shall accept the amount of Rs. 24510/- (Rupees Twenty Four Five Hundred Ten only) towards full and final settlement of all his claims and agrees that he have no claim of whatsoever nature against the management of Hotel Dom Francisco belonging to Alfran Group of Hotels Pvt. Ltd.
4. It is agreed between the parties that the management of Hotel Dom Francisco and the workman, Shri Hanumant S. Mathkar shall file a Joint Application before the Industrial Tribunal/Labour Court, Goa, in Ref. No. IT/22/2005 praying

for consent Award in terms of the present settlement signed today before the Office of the Deputy Labour Commissioner, Panaji, Goa.

5. It is agreed between the parties that in view of the joint withdrawal application the reference pending before the Industrial Tribunal/Labour Court in Case No. IT/22/2005 shall be withdrawn by filing a joint application praying for consent terms in view of the present settlement and the workman undertakes that he shall not raise any dispute or claim of whatsoever nature against the management of Hotel Dom Francisco pertaining to his termination of services w.e.f. 02-05-2003.
6. It is agreed between the parties that the management of Hotel Dom Francisco shall issue a proper Experience Certificate to the workman, Shri Hanumant S. Mathkar mentioning his correct date of joining and shall also assist the workman to claim his Provident Fund (P.F.) dues, if any.
7. It is agreed between the parties that in view of the present terms of settlement the dispute currently pending in Ref. No. IT/22/2005 before Industrial Tribunal Labour Court, Goa is conclusively settled.

No order as to cost. Inform the Government accordingly.

Sd/-
(Shri Suhas Naik),
Presiding Officer,
Labour Court II.

Notification

No. 28/6/2005-LAB

The following Award passed by the Industrial Tribunal of Goa, at Panaji-Goa on 21-4-2006 in reference No. IT/20/2005 is hereby published as required by Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.
Hanumant T. Toraskar, Under Secretary (Labour).
Porvorim, 3rd May, 2006.

IN THE LABOUR COURT-II
GOVERNMENT OF GOA
AT PANAJI

(Before Shri Suhas Naik, Hon'ble Presiding Officer)

Ref. No. IT/20/05

Shri Dayanand Harmalkar
Dandos wada, Mandrem,
Pernem.

... Workman/Party I

V/s

1. M/s. Hotel Dona Terezinha,
Calangute,
Bardez, Goa.
2. M/s. Alfran Group of Hotels,
Candolim,
Bardez, Goa. ... Employer/Party II

Workman/Party I-present in person

Employer/Party II- Represented by Adv. V. Menezes

Dated: 21-4-2006.

AWARD

The Government of Goa by order dated 22-6-2005 bearing No. 28-21-2002 referred the following dispute for its correct adjudication.

- (1) "Whether the action of the management of M/s. Hotel Dona Terezinha, Calangute, belonging to M/s. Alfran Group of Hotels, Pvt. Ltd., Candolim, Bardez, Goa, in terminating the services of their workman Shri Dayanand Harmalkar, Room boy, with effect from 2-5-2003, is legal and justified ?
- (2) If not, to what relief the workman is entitled ?"

2. On the receipt of the reference the case was registered under No. IT/20/05 and the registered A.D. notices were issued to the parties. In pursuance to the said notice the parties put in their appearance. The workman/Party I (for short 'workman') remained present before this court in person. The Employer/Party II (for short, "employer") was represented by Adv. V. Menezes and filed his Vakalatnama at Exb. 3 and the case was adjourned for filing the statement of claim of the workman.

3. Thereafter in pursuance of the order dated 22-2-2006 issued by Government of Goa the present matter was taken up before this court on account of superannuation of Presiding Officer, and notices were issued again to both the parties. The notices issued by this court were duly served on the parties. The workman himself remained present and the employer was represented by Adv. V. Menezes.

4. On 23-3-2006 both parties remained present and the workman submitted that he has settled the present dispute which has been referred in the order of reference amicably with the employer. The parties prayed that they would file the settlement terms on the next date of hearing. Accordingly, the matter was adjourned to 5-4-2006. On 5-4-2006 the workman Shri Dayanand Harmalkar remained present and filed an application at Exb. 4 and prayed that the dispute has been amicably settled with the employer and an award be passed in terms of the said settlement. A copy of the settlement was also annexed to the said application Exb. 4.

5. I have gone through the application Exb. 4 and also a copy of the settlement annexed to the said application. The workman in the said application submitted that the dispute referred in the present order of reference has been amicably settled with the employer and the employer has paid him an amount of Rs. 24510/- towards his full and final settlement and that he does not wish to pursue the dispute referred to the court for its correct adjudication and prayed that the matter be treated as closed. I have carefully perused the content of the settlement which is annexed along with the application Exb. 4. The said settlement is signed under Section 12(3) read with Section 18(3) of the Industrial Dispute Act, 1947 between the management of M/s. Hotel Dona Terezinha belonging to Alfran Groups of Hotels Pvt. Ltd., and the workman Shri Dayanand Harmalkar in the matter of termination of his service. In the short recital of the said settlement, it is mentioned that the workman Shri Dayanand Harmalkar had raised an Industrial dispute against the employer Hotel M/s. Dona Terezinha pertaining to his illegal termination of service with effect from 2-5-2003. It is also mentioned in the said settlement that the employer denied that the workman was refused employment or that his services were illegally terminated by employer. It is also mentioned that since the dispute ended in failure before the Conciliation Officer the matter was referred to Industrial Tribunal cum Labour Court under reference No. IT/20/05. It is also mentioned in the said settlement that during the pendency of Industrial Dispute before the Industrial Tribunal cum Labour Court in case No. IT/20/05 both parties involved in the present dispute approached the office of Deputy Labour Commissioner, Panaji, Goa to explore the possibility of settlement and after prolonged discussions before the office of Deputy Labour Commissioner both parties involved in the present reference settled the present dispute on the terms and conditions mentioned in the said settlement which is dated 16-12-2005 and which has been signed under Section 12(3) read with Section 18(3) of the Industrial Dispute Act, 1947 on 16-12-2005. I have gone through the terms and conditions of the settlement and I am satisfied that the terms mentioned in the said settlement are in the interest of the workman and therefore I accept the submissions made by the parties and pass the consent award in terms of the settlement dated 16-12-2005, which is annexed to the application at Exb. 4.

ORDER

1. The workman Shri Dayanand Harmalkar and employer agrees and confirms the short recital of the settlement dated 16-12-2005 and accepts the same. It is agreed between the parties that the management of Hotel Dona Terezinha, Calangute, Bardez, Goa, shall properly relieve the workman, Shri Dayanand Harmalkar from the services of the Resort by paying the workman Retrenchment Compensation, Gratuity, Notice Pay, Unpaid Leave, Bonus, etc. on the day of signing of this Settlement.

The total amount is calculated as Rs. 24510/- (Rupees Twenty Four Thousand Five Hundred Ten only).

2. It is agreed between the parties that the management of Hotel Dona Terezinha shall pay the workman, Shri Dayanand Harmalkar an amount of Rs. 24510/- (Rupees Twenty Four Thousand Five Hundred Ten only) as per Clause-1 above on the day of signing of this settlement by Five post dated cheque in favour of the workman, Shri Dayanand Harmalkar bearing Cheque Nos. 874517 dated 05-11-2005 for Rs. 4902/-, cheque No. 874518 dated 5-12-2005 for Rs. 4902/- cheque No. 874519 dated 5-01-2006 for Rs. 4902/- cheque No. 874520 dated 05-02-06 for Rs. 4903/- and cheque No. 874521 dated 05-03-06 for Rs. 4902/-.
3. It is agreed between the parties that the workman, Shri Dayanand Harmalkar shall accept the amount of Rs. 24510/- (Rupees Twenty Four Thousand Five Hundred Ten only) towards full and final settlement of all his claims and agrees that he have no claim of whatsoever nature against the management of Hotel Dona Terezinha belonging to Alfran Group of Hotels Pvt. Ltd.
4. It is agreed between the parties that the management of Hotel Dona Terezinha and the workman, Shri Dayanand Harmalkar shall file a Joint Application before the Industrial Tribunal/Labour Court, Goa, in Ref. No. IT/20/2005 praying for consent Award in terms of the present settlement signed today before the Office of the Deputy Labour Commissioner, Panaji, Goa.
5. It is agreed between the parties that in view of the joint withdrawal application the reference pending before the Industrial Tribunal/Labour Court in Case No. IT/20/2005 shall be withdrawn by filing a joint application praying for consent terms in view of the present settlement and the workman undertakes that he shall not raise any dispute or claim of whatsoever nature against the management of Hotel Dona Terezinha pertaining to his termination of services w.e.f. 02-05-2003.
6. It is agreed between the parties that the management of Hotel Dona Terezinha shall issue a proper Experience Certificate to the workman, Shri Dayanand Harmalkar mentioning his correct date of joining and shall also assist the workman to claim his Provident Fund (PF) dues, if any.
7. It is agreed between the parties that in view of the present terms of settlement the dispute currently pending in Ref. No. IT/20/2005 before Industrial Tribunal Labour Court, Goa is conclusively settled.

No order as to cost. Inform the Government accordingly.

Sd/-
(Suhas Naik),
Presiding Officer,
Labour Court II.

Certificate

No. 24/3/87-LAB-Part/263

Read:- Government order No. 24/3/87-LAB-Part dated 2-03-2006.

Certified that the antecedents and character of Dr. (Mrs.) Shradha Shyamsunder, appointed as Insurance Medical Officer, in ESI Dispensary, Mapusa, vide above referred order have been verified and nothing adverse has come to the notice of Government.

Hanumant T. Toraskar, Under Secretary (Labour).

Porvorim, 8th May, 2005.



Department of Law & Judiciary

Law (Establishment) Division

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Order

No. 8/44/2006/LD(Estt.)

Government is pleased to order the transfer and postings of the following Civil Registrars-cum-Sub-Registrars, in public interest, with immediate effect.

Sr. No.	Name of the Civil Registrar-cum-Sub-Registrar	Present posting	Posted on transfer
1	2	3	4
1.	Mr. William S. Rebello	Civil Registrar-cum-Sub-Registrar, Ilhas.	Civil Registrar-cum-Sub-Registrar, Head Quarters, Panaji.
2.	Mrs. Asha S. Kamat	Civil Registrar-cum-Sub-Registrar, Head Quarters, Panaji.	Civil Registrar-cum-Sub-Registrar, Ilhas.
3.	Mrs. Nirmala Hunchimani	Civil Registrar-cum-Sub-Registrar, Pernem.	Civil Registrar-cum-Sub-Registrar, Satari.
4.	Mrs. Nandini Alornekar	Civil Registrar-cum-Sub-Registrar, Satari.	Civil Registrar-cum-Sub-Registrar, Pernem.

By order and in the name of the Governor of Goa.

Prasanna A. Acharya, Under Secretary (Estt.)

Panaji, 17th May, 2006.

Department of Personnel

Order

No. 6/2/2002-PER(Part)

Shri Nikhil U. Dessai, Managing Director, Sanjivani Sahakar Sakhar Karkhana Ltd., holding additional charge of OSD-II in the office of Entertainment Society of Goa, shall also hold charge of the post of Managing Director, Goa Handicrafts Rural & Small Scale Industries Development Corporation, in addition to his own duties, with immediate effect and until further orders.

By order and in the name of the Governor of Goa.

Jayant G. Tari, Under Secretary (Personnel-II).

Porvorim, 15th May, 2006.

Order

No. 7/7/2006-PER

On placement of his services at the disposal of Government of Goa, by the Government of India, Ministry of Home Affairs, New Delhi vide order No. 14020/1/2005-UTS.I dated 17-11-2005 the Governor of Goa, is pleased to appoint Shri Diwan Chand, IAS, (AGMU:95), as Secretary (Urban Development/Vigilance), with immediate effect.

Shri Diwan Chand, IAS has reported for duty on 10-04-2006 to the Chief Secretary and was awaiting posting.

By order and in the name of the Governor of Goa.

Yetindra M. Maralkar, Joint Secretary (Personnel).

Porvorim, 15th May, 2006.

Order

No. 6/3/2002-PER

Read: Order No. 6/3/2002-PER dated 29-07-2005.

On the recommendations of the Departmental Promotion Committee as conveyed by the Goa Public Service Commission vide its letter No. COM/II/11/42(2)/96 dated 02-12-2004, the Governor of Goa is pleased to promote, under Rule 21 of the Goa Civil Service Rules, 1997, as amended from time to time, Shri Elvis P. Gomes, Junior Scale Officer of the Goa Civil Service to the post of Senior Scale of the same Service, on regular basis, in the pay scale of Rs. 10000-375-15200, with effect from 29-07-2005.

2. The placing of Shri Gomes in the Order dated 29-07-2005 cited above, shall be at Serial No. 6 below Shri C. J. Kamble.

3. The serial numbers below Shri Gomes shall undergo changes and may be read accordingly.

4. Shri Gomes shall continue to hold the present post held by him until further orders.

5. The above Order will be subject to the Orders/Judgement of the High Court, Goa Bench, Panaji in Writ Petition No. 158/2000 & 258/2000 clubbed with Writ Petition No. 47/2003.

By order and in the name of the Governor of Goa.

Jayant G. Tari, Under Secretary (Personnel-II).

Porvorim, 15th May, 2005.

Order

No. 7/6/2006-PER

On placement of his services at the disposal of Government of Goa, by the Government of India, Ministry of Home Affairs, New Delhi vide order No. 14020/1/2005-UTS.I dated 17-11-2005 the Governor of Goa, is pleased to appoint Shri V. K. Jha, IAS (AGMU: 95), as Secretary (Industries/Tourism), with immediate effect.

Shri V. K. Jha, IAS has reported for duty on 10-04-2006 (F.N.) to the Chief Secretary and was awaiting posting.

By order and in the name of the Governor of Goa.

Yetindra M. Maralkar, Joint Secretary (Personnel).

Porvorim, 15th May, 2006.

Order

No. 15/17/96-PER

Read: Order No. 15/17/96-PER dated 20-11-2003.

The ad hoc promotion of Shri P. T. Nipanikar as B.D.O. made vide above cited order is further continued w.e.f. 01-03-2006 to 31-08-2006 or till it is regularized whichever is earlier.

This issues with the concurrence of Goa Public Service Commission vide their letter No. COM/II/11/42(1)/05-Vol.II dated 12-05-2006.

By order and in the name of the Governor of Goa.

Jayant G. Tari, Under Secretary (Personnel-II).

Porvorim, 16th May, 2006.

Order

No. 6/2/2002-PER(Part)

Read: Order No. 6/2/2002-PER(Part) dated 11-05-2006.

The transfer of Shri N. Suryanarayana, Managing Director, Goa Tourism Development Corporation, as Additional Resident Commissioner, Goa Sadan, New Delhi, made vide Order dated 11-05-2006, cited above is kept in abeyance until further orders.

By order and in the name of the Governor of Goa.

Yetindra M. Maralkar, Joint Secretary (Personnel).

Porvorim, 16th May, 2006.

Notification

No. 7/6/99-PER (P. F.)

The Governor of Goa is pleased to order that allocation of Work/Departments amongst the Secretaries shall be as follows, with immediate effect, until further orders:-

Sr. No.	Name and Designation	Proposed Department
1	2	3
1.	Shri J. P. Singh, IAS Chief Secretary (1977)	1. Home 2. Personnel 3. ARD 4. C. V. O. 5. Forest 6. Information & Publicity.
2.	Shri J. K. Dadoo, IAS Development Commissioner (1983)	1. Co-operation 2. Archives 3. Museum 4. Printing & Stationery 5. Civil Aviation 6. Ports 7. Revenue 8. NRI Affairs.
3.	Shri Ramesh Negi, IAS, Commissioner & Secretary (Finance) (1984)	1. Finance 2. Planning 3. Education 4. Higher Education 5. Technical Education.
4.	Shri Raajiv Yaduvanshi, IAS Commissioner & Secretary (Transport/CEO) (1989)	1. Mines 2. Transport 3. River Navigation 4. Sports & Youth Affairs 5. Water Resources 6. Legal Metrology 7. Chief Electoral Officer.
5.	Shri U. K. Worah, IAS Commissioner & Secretary (Power/Health) (1990)	1. Power 2. Art & Culture 3. Health 4. Special Secretary (Forest) 5. Special Secretary (Personnel) 6. Special Secretary (ARD)
6.	Shri R. P. Pal, IAS Secretary (IT/T&CP) (1994)	1. Town & Country Planning 2. Housing 3. Provedoria 4. Civil Supplies 5. Information Technology. 6. Agriculture 7. Animal Husbandry 8. Protocol.
7.	Shri Diwan Chand, IAS Secretary (Urban Development/ Vigilance) (1995)	1. Urban Development 2. Non Con. Energy 3. Labour & Employment 4. Fisheries 5. Vigilance 6. Special Secretary (Information & Publicity).

1	2	3
8.	Shri V. K. Jha, IAS Secretary (Industries/Tourism) (1995)	1. Industries 2. Factories & Boilers 3. Tourism 4. Environment 5. Science & Technology.
9.	Shri Santosh Vaidya, IAS Secretary (PWD/Rural Development) (1998)	1. P.W.D./Water & Sanitation 2. Rural Development 3. Panchayati Raj 4. Social Welfare 5. Women & Child Development 6. Craftsmen Training.
10.	Dr. Dilraj Kaur, IAS Special Secretary (Home) (2000)	1. Special Secretary (Home) 2. Special Secretary (Revenue) 3. General Administration Department 4. Special Secretary (NRI Affairs).

This issues in supersession of earlier all Notifications, in this regard.

By order and in the name of the Governor of Goa.

Yetindra M. Maralkar, Joint Secretary (Personnel).

Porvorim, 15th May, 2006.

**Department of Public Health****Order**

No. 22/5/98-I/PHD/Part File/1875

On the recommendation of the Goa Public Service Commission vide their letter No. COM/1/5/24(I)/2000-05/Vol.IV dated 17-04-2006, the Government is pleased to appoint Dr. Manuelinha Faleiro to the post of Medical Officer (Group 'A' Gazetted) in the pay scale of Rs. 8,000-275-13,500+N.P.A. under the Directorate of Health Services with effect from the date of joining as per the terms and conditions contained in the Memorandum of even number dated 02-05-2006 and post her at Primary Health Centre, Aldona.

The appointment is made subject to the verification of her character and antecedents and declaration of fitness by Medical Board.

In the event of any adverse matter noticed by the Government on verification of character and antecedents, her services will be terminated. Similarly, in the event of her declaration as unfit by the Medical Board her services will be terminated.

Dr. Manuelinha Faleiro shall be on probation for a period of two years.

By order and in the name of the Governor of Goa.

Jessie Freitas, Under Secretary (Health-II).

Porvorim, 12th May, 2006.

Order

No. 31/3/2005-I/PHD (A)/1825

In terms of the directives of the National Committee for the Integrated Disease Surveillance Project reflected in the Project Implementation Plan 2004-2009, Government of Goa is pleased to constitute the "District Surveillance Unit" for the District of North Goa for implementation of the programme "Integrated Disease Surveillance Project" with the following composition:

- | | | |
|--|---|-------------------|
| 1. Dy. Director-cum-Medical Supdt., Asilo Hospital, Mapusa | — | Chairperson |
| 2. Sr. Pathologist, Asilo Hospital, Mapusa | — | Member |
| 3. Data Manager, IDSP | — | Member |
| 4. Accountant, IDSP | — | Member |
| 5. Data Entry Operator, IDSP | — | Member |
| 6. District Surveillance Officer, North Goa. | — | Member Secretary. |

The District Surveillance Unit shall be responsible for:

- analyzing surveillance data from the peripheral level;
- providing support for collection and transport of specimens to laboratory networks;
- initiating investigation of suspected cases;
- providing feedback to the health facility;
- responding promptly to information provided by communities.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 15th May, 2006.

Order

No. 31/3/2005-I/PHD(B)/1833

In terms of the directives of the National Committee for the Integrated Disease Surveillance Project reflected in the Project Implementation Plan 2004-2009, Government of Goa is pleased to constitute the "District Surveillance Unit" for the District of South Goa for implementation of the programme "Integrated Disease Surveillance Project" with the following composition:

- | | | |
|---|---|-------------|
| 1. Dy. Director-cum-Medical Supdt., Hospicio Hospital, Margao | — | Chairperson |
| 2. Sr. Pathologist, Hospicio Hospital, Margao | — | Member |
| 3. Data Manager, IDSP | — | Member |
| 4. Accountant, IDSP | — | Member |
| 5. Data Entry Operator, IDSP | — | Member |

- | | | |
|--|---|-------------------|
| 6. District Surveillance Officer, South Goa. | — | Member Secretary. |
|--|---|-------------------|

The District Surveillance Unit shall be responsible for:

- analyzing surveillance data from the peripheral level;
- providing support for collection and transport of specimens to laboratory networks;
- initiating investigation of suspected cases;
- providing feedback to the health facility;
- responding promptly to information provided by communities.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 15th May, 2006.

Order

No. 31/3/2005-I/PHD(D)/1850

In terms of the directives of the National Committee for Integrated Disease Surveillance Project reflected in the Project Implementation Plan 2004-2009, Government of Goa is pleased to constitute the "District Surveillance Committee" for the District of South Goa for implementation of the project "Integrated Disease Surveillance Project" with the following composition:

- | | | |
|---|---|-------------------|
| 1. District Collector, South Goa | — | Chairperson |
| 2. Dy. Director-cum-Medical Supdt., Hospicio Hospital, Margao | — | Co-Chairperson |
| 3. Sr. Pathologist, Hospicio Hospital, Margao | — | Member |
| 4. Superintendent of Police, South Goa | — | Member |
| 5. President, IMA, Margao | — | Member |
| 6. District TB Officer, South Goa | — | Member |
| 7. Representative of Department of Veterinary Services | — | Member |
| 8. Representative of Zilla Parishad | — | Member |
| 9. Consultant (Technical), SSU | — | Member |
| 10. District Surveillance Officer, South Goa | — | Member Secretary. |

The Committee shall meet once a month regularly and as often as needed during an epidemic. A routine report of the meeting shall be forwarded to the State Surveillance Office once a month to understand the

progress and problems in the district. Reports of these meetings shall be forwarded to the National Surveillance Cell once in three months.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 15th May, 2006.

Order

No. 31/3/2005-I/PHD(C)/1840

In terms of the directives of the National Committee for the Integrated Disease Surveillance Project reflected in the Project Implementation Plan 2004-2009, Government of Goa is pleased to constitute the "District Surveillance Committee" for the District of North Goa for implementation of the project "Integrated Disease Surveillance Project" with the following composition.

- | | |
|--|---------------------|
| 1. District Collector, North Goa | — Chairperson |
| 2. Dy. Director-cum-Medical Supdt., Asilo Hospital, Mapusa | — Co-Chairperson |
| 3. Sr. Pathologist, Asilo Hospital, Mapusa | — Member |
| 4. Superintendent of Police, North Goa | — Member |
| 5. President, IMA, Tiswadi | — Member |
| 6. District TB Officer, North Goa | — Member |
| 7. Representative of Department of Veterinary Services | — Member |
| 8. Representative of Zilla Parishad | — Member |
| 9. Consultant (Technical), SSU | — Member |
| 10. District Surveillance Officer, North Goa | — Member Secretary. |

The Committee shall meet once a month regularly and as often as needed during an epidemic. A routine report of the meeting shall be forwarded to the State Surveillance Office once a month to understand the progress and problems in the district. Reports of these meetings shall be forwarded to the National Surveillance Cell once in three months.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 15th May, 2006.

Order

No. 31/3/2005-I/PHD(E)/1860

In terms of the directives of the National Committee for the Integrated Disease Surveillance Project reflected in the Project Implementation Plan 2004-2009, Government of Goa is pleased to designate State Epidemiologist under the Directorate of Health Services as "State Surveillance Officer" under IDSP.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 15th May, 2006.

Order

No. 31/3/2005-I/PHD(F)/1863

In terms of the directives of the National Committee for the Integrated Disease Surveillance Project reflected in the Project Implementation Plan 2004-2009, Government of Goa is pleased to designate Health Officer, Urban Health Centre, Mapusa as "District Surveillance Officer" for North Goa District under IDSP.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 15th May, 2006.

Order

No. 31/3/2005-I/PHD(G)/1867

In terms of the directives of the National Committee for the Integrated Disease Surveillance Project reflected in the Project Implementation Plan 2004-2009, Government of Goa is pleased to designate Medical Superintendent-cum-Chief Medical Officer, T. B. Hospital, Margao as "District Surveillance Officer" for South Goa District under IDSP.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 15th May, 2006.

Order

No. 21/7/2001-I/PHD/1886

Government is pleased to accept the resignation tendered by Dr. Bernadette Crasto, Jr. Anaesthetist, Community Health Centre, Pernem under Directorate of Health Services vide her application dated 22-2-2006 (one month notice period) w.e.f. 21-3-2006 and she stands relieved from Government service with effect from 22-3-2006 (F.N.).

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 15th May, 2006.

Order

No. 8-26-87-I/PHD/1877

On the recommendation of the Goa Public Service Commission as conveyed vide its letter No. COM/II/12/24(1)/2006 dated 25-04-2006, the Government is pleased to declare Shri N.V. Markande, Senior Pathologist under Directorate of Health Services to have completed the period of probation from 18-5-1993 to 17-5-1995, satisfactorily and confirm him in the post of Senior Pathologist, under the Directorate of Health Services with immediate effect.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 16th May, 2006.

Order

No. 7/3/92-I/PHD/1871

Read: Order No. 7/3/92-I/PHD dated 14-11-2005.

Government is pleased to extend the term of Ad hoc-appointment of the following officers to the post of Assistant Drugs Controller in the Directorate of Food & Drugs Administration, (Group 'A' Gazetted), in the pay scale of Rs. 8000-275-13,500 for a further period of 6 months or till the posts are filled on regular basis which ever is earlier:-

- 1) Smt. Jyoti J. Sardessai
- 2) Shri Ratnakumar. Y. Arlekar

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 16th May, 2006.

Order

No. 47/30/2004-I/PHD/1933

Sanction of the Government is accorded for revival of following posts of various categories under the Directorate of Health Services. The details are as under:-

Sr. No.	Name of the Post	No. of the Post	Pay Scale
1.	Sr. Gynaecologist	2	Rs. 10,000-15200
2.	Laboratory Technician	1	Rs. 4000-6000
3.	Laboratory Assistant	1	Rs. 3050-4590

This issues with the concurrence of Finance Department vide their U. O. No. Finance (R&C)/1293-F dated 12-5-2006.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 17th May, 2006.

Order

No. 24/5/99-I/PHD/1953

- Read:- 1) Government Order No. 24/5/99-I/PHD dated 3-2-2000.
- 2) Addendum No. 24/5/99-I/PHD dated 23-2-2000.
- 3) Govt. Order No. 24/5/99-I/PHD dated 7-10-2003.
- 4) Govt. Order No. 24/5/99-I/PHD dated 25-5-2004.

In continuation to the above referred orders/ addendum, Government is pleased to recognize with immediate effect "Chodankar Nursing Home & Research Centre, Porvorim Bardez," for the purpose of mediclaim under Goa Mediclaim Scheme and for medical reimbursement of Government employees, Freedom Fighters, MLAs. etc., under the Central Services (Medical Attendance) Rules, 1994 for the following procedures/ facilities in addition to the superspecialities covered under the above referred orders/addendum for which treatment is not available in Goa Medical College, Bambolim-Goa.

1. Cardiac CT Angiography
2. Thoracic and Vascular Surgery Procedures.

By order and in the name of the Governor of Goa.

J. S. Monteiro, Joint Secretary (Health).

Porvorim, 17th May, 2006.

Department of Social Welfare

Directorate of Social Welfare

Order

No. DSW/STAT/TSP/2006-07/14/618

Government is pleased to extend the benefits of all the schemes implemented under Special Component Plan (SC Sub-Plan) to the Scheduled Tribes of the State of Goa, as part of Tribal Sub-Plan. Hence, all the benefits which are applicable under Special Component Plan Schemes of various Departments are also made available to the Scheduled Tribe Population of the State of Goa.

By order and in the name of the Governor of Goa.

N. D. Agrawal, Director & Ex-Officio Joint Secretary (SW).

Panaji, 17th May, 2006.